

and (B) may be adjusted by the Secretary on a pro rata basis to the extent necessary to ensure that all available funds are allocated and paid to eligible revenue sharing recipients in accordance with the requirements specified in each such subparagraph.

“(2) ALLOCATIONS AND PAYMENTS TO ELIGIBLE TRIBAL GOVERNMENTS.—For each of fiscal years 2022 and 2023, the Secretary shall reserve \$250,000,000 of the total amount appropriated under subsection (a) to allocate and pay to eligible Tribal governments in amounts that are determined by the Secretary taking into account economic conditions of each eligible Tribe.

“(3) ALLOCATIONS AND PAYMENTS TO TERRITORIES.—For each of fiscal years 2022 and 2023, the Secretary shall reserve \$7,500,000 of the total amount appropriated under subsection (a) to allocate and pay to each territory an amount which bears the same proportion to the amount reserved in this paragraph as the population of such territory bears to the total population of all such territories.

“(c) USE OF PAYMENTS.—An eligible revenue sharing recipient, an eligible Tribal government, or a territory may use funds provided under a payment made under this section for any governmental purpose other than a lobbying activity.

“(d) REPORTING REQUIREMENT.—Any eligible revenue sharing recipient, any eligible Tribal government, and any territory receiving a payment under this section shall provide to the Secretary periodic reports providing a detailed accounting of the uses of funds by such eligible revenue sharing recipient, eligible Tribal government, or territory, as applicable, and such other information as the Secretary may require for the administration of this section.

“(e) RECOUPMENT.—Any eligible revenue sharing recipient, any eligible Tribal government, or any territory that has failed to submit a report required under subsection (d) or failed to comply with subsection (c), shall be required to repay to the Secretary an amount equal to—

“(1) in the case of a failure to comply with subsection (c), the amount of funds used in violation of such subsection; and

“(2) in the case of a failure to submit a report required under subsection (d), such amount as the Secretary determines appropriate, but not to exceed 5 percent of the amount paid to the eligible revenue sharing recipient, the eligible Tribal government, or the territory under this section for all fiscal years.

“(f) DEFINITIONS.—In this section:

“(1) COUNTY.—The term ‘county’ means a county, parish, or other equivalent county division (as defined by the Bureau of the Census) in 1 of the 50 States.

“(2) COUNTY WITH LIMITED GOVERNMENT FUNCTIONS.—The term ‘county with limited government functions’ means a county in which entitlement land is located that is not an eligible revenue sharing county.

“(3) ELIGIBLE REVENUE SHARING COUNTY.—The term ‘eligible revenue sharing county’ means—

“(A) a unit of general local government (as defined in section 6901(2) of title 31, United States Code) that is a county in which entitlement land is located and which is eligible for a payment under section 6902(a) of title 31, United States Code;

“(B) the District of Columbia; or

“(C) the combined area in Alaska that is within the boundaries of a census area used by the Secretary of Commerce in the decennial census, but that is not included within the boundary of a unit of general local government described in subparagraph (A).

“(4) ELIGIBLE REVENUE SHARING LOCAL GOVERNMENT.—The term ‘eligible revenue shar-

ing local government’ means a unit of general local government (as defined in section 6901(2) of title 31, United States Code) in which entitlement land is located that is not a county or territory and which is eligible for a payment under section 6902(a) of title 31, United States Code.

“(5) ELIGIBLE REVENUE SHARING RECIPIENTS.—The term ‘eligible revenue sharing recipients’ means, collectively, eligible revenue sharing counties and eligible revenue sharing local governments.

“(6) ELIGIBLE TRIBAL GOVERNMENT.—The term ‘eligible Tribal government’ means the recognized governing body of an eligible Tribe.

“(7) ELIGIBLE TRIBE.—The term ‘eligible Tribe’ means any Indian or Alaska Native tribe, band, nation, pueblo, village, community, component band, or component reservation, individually identified (including parenthetically) in the list published most recently as of March 11, 2021, pursuant to section 104 of the Federally Recognized Indian Tribe List Act of 1994 (25 U.S.C. 5131).

“(8) ENTITLEMENT LAND.—The term ‘entitlement land’ has the meaning given to such term in section 6901(1) of title 31, United States Code.

“(9) REVENUE SHARING COUNTY.—The term ‘revenue sharing county’ means—

“(A) an eligible revenue sharing county; or

“(B) a county with limited government functions.

“(10) SECRETARY.—The term ‘Secretary’ means the Secretary of the Treasury.

“(11) TERRITORY.—The term ‘territory’ means—

“(A) the Commonwealth of Puerto Rico;

“(B) the United States Virgin Islands;

“(C) Guam;

“(D) the Commonwealth of the Northern Mariana Islands; or

“(E) American Samoa.”

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on the date of enactment of this Act.

SA 2242. Mr. ROUNDS (for himself, Ms. SMITH, Mr. WARNOCK, Ms. LUMMIS, Ms. BALDWIN, and Mr. CRAMER) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division C, insert the following:

SEC. 300. INCREASED FEDERAL SHARE OF OPERATING COSTS FOR CERTAIN AREAS.

Section 5311(g)(2)(B) of title 49, United States Code, is amended—

(1) in the subparagraph heading, by striking “EXCEPTION” and inserting “EXCEPTIONS”;

(2) by striking “A State” and inserting the following:

“(i) STATES WITH NONTAXABLE INDIAN LANDS OR PUBLIC DOMAIN LANDS.—Subject to clause (ii), a State”; and

(3) by adding at the end the following:

“(ii) AREAS WITH PARTICULAR NEEDS.—

“(I) DEFINITION.—In this clause, the term ‘area of persistent poverty’ means—

“(aa) any county in which not less than 20 percent of the population has lived in poverty during the most recent 30-year period, as measured by—

“(AA) the second and third most recent decennial censuses; and

“(BB) the Small Area Income and Poverty Estimates of the Bureau of the Census for the most recent year for which the Estimates are available; or

“(bb) any census tract with a poverty rate of not less than 20 percent, as measured by most recent 5-year data series available from the American Community Survey of the Bureau of the Census.

“(II) INCREASED FEDERAL SHARE.—A grant made under this section for operating assistance for a recipient or subrecipient that operates public transportation that serves an area that meets 1 or more of the criteria under subclause (III) shall be for 80 percent of the net operating costs of the project, as determined by the Secretary.

“(III) CRITERIA.—The criteria referred to in subclause (II) are that an area—

“(aa) is an area of persistent poverty;

“(bb) is a county in which not less than 25 percent of residents are age 65 or older, according to the most recent 5-year estimate of the American Community Survey of the Bureau of the Census;

“(cc) is a county that, or is a county that includes a site that—

“(AA) has been designated by the Secretary of Health and Human Services as a health professional shortage area under section 332(a) of the Public Health Service Act (42 U.S.C. 254e(a)) on the basis of a primary care or mental health care shortage; and

“(BB) received a health professional shortage area score for the most recent program year, with respect to primary care or mental health care, that was not less than the lowest minimum score, as designated by the Secretary of Health and Human Services for that program year, necessary for the site to be eligible for the assignment of National Health Service Corps members providing primary care or mental health care, respectively, for fulfillment of obligated service under the National Health Service Corps Scholarship Program; or

“(dd) is a county with a population density of not more than 20 persons per square mile of land area, based on the most recent decennial census.”

SA 2243. Mr. JOHNSON submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle D of title V of division D, insert the following:

SEC. 40543. LUKE AND ALEX SCHOOL SAFETY ACT OF 2021.

(a) SHORT TITLE.—This section may be cited as the “Luke and Alex School Safety Act of 2021”.

(b) FEDERAL CLEARINGHOUSE ON SCHOOL SAFETY BEST PRACTICES.—

(1) IN GENERAL.—Subtitle A of title XXII of the Homeland Security Act of 2002 (6 U.S.C. 651 et seq.) is amended by inserting after section 2215 the following:

“SEC. 2216. FEDERAL CLEARINGHOUSE ON SCHOOL SAFETY BEST PRACTICES.

“(a) ESTABLISHMENT.—

“(1) IN GENERAL.—The Secretary, in coordination with the Secretary of Education, the Attorney General, and the Secretary of Health and Human Services, shall establish a